

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

April 29, 1965
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Palmer presiding.

Roll call:

Present: Councilmen LaRue, Long, White, Mayor Palmer
Absent: Councilman Shanks

Present also: W. T. Williams, Jr., City Manager; Doren R. Eskew, City Attorney; Reuben Rountree, Jr., Director of Public Works; Robert A. Miles, Chief of Police

Invocation was delivered by FATHER DANIEL WALSH, St. Ignatius Church.

Councilman White moved that the Minutes of April 15, 1965 and April 22, 1965 be approved. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

Mayor Palmer announced that Austin had always been very safety conscious in all of its Departments, and it was recognized in addition to the personal injury suffered by an individual, which the City is always trying to prevent, safety is a good business also. At the 26th Annual Safety Conference in Austin, Austin won ten awards, Mayor Palmer presented Safety Awards to the following:

Data Processing Division Frank Kuse, Supervisor	1st Place Award, Group D, Industrial Safety
Municipal Building Bill Bonds, Purchasing Agent	1st Place Award, Group D, Industrial Safety
Tax Department Jack Klitgaard, Tax Assessor & Collector	1st Place Award, Group D, Industrial Safety

Building Inspections Dick Jordan, Building Official	1st Place Award, Group D, Industrial Safety
Central Stores H. E. "Dick" Lindsey, Supervisor	1st Place Award, Group D, Industrial Safety
Parks Oswald Olle, General Foreman Loyal D. Hair, Asst. General Foreman repre- sented Mr. Olle	1st Place Award, Group D, Industrial Safety
Engineering Robert Beckham, Assistant Director, Public Works	1st Place Award, Group D, Industrial Safety
Traffic & Transportation W. H. Klapproth, Traffic Engineer W. H. Towery, Traffic Supervisor represented Mr. Klapproth	1st Place Award, Group D, Industrial Safety
Street & Bridge Division E. I. Purser, Superinten- dent	1st Place Award, Group C, Industrial Safety
Water Filtration Albert H. Ullrich, Superintendent Curtis Johnson - will accompany Mr. Ullrich	1st Place Award, Group D, Industrial Safety

In addition to the aforementioned awards the following departments completed the year of 1964 without a lost time accident but did not work the required amount of man hours to be eligible to receive an award from the Texas Safety Association.

Fire Prevention Department
W. L. Heaton, Fire Marshal

Building Maintenance Division of Public Works
Robert H. Brown, Superintendent

Sewage Treatment Plant
Mansel Smith, Plant Superintendent accompanied
by Curtis Johnson Asst. Superintendent of Water
and Sewage Treatment

The Mayor and members of the Council congratulated the Department Heads and the others on being safety conscious and keeping things in good order. The City Manager noted it was remarkable that so much could be accomplished in the reduction of lost time and accidents by intensive campaigns in education on

accident prevention. Such a program is in progress, and is evidenced by the fact that Austin receives these awards. MR. BEARDSLEY, Safety Engineer, stated they strive to reach 1,000,000 man hours without a loss by an injury. MR. JIM MUSIC congratulated the City, expressing pride of the good work. He outlined the continuous safety campaign. With 3600 City Employees living in all areas of the City that perhaps an awareness of safety that will spread to the citizenry, on off-the-job safety, home safety and recreation safety.

MRS. HOWARD HAYDEN invited the Council to the Laguna Gloria Annual Art Fiesta and presented tickets to the Council. (May 15th and 16th) Mayor Palmer expressed appreciation for the Council, stating Laguna Gloria was one of the finest historical sites in the City, and it is always a pleasure to visit there.

Councilman LaRue moved that MR. MAC HULL be heard. The motion was seconded by Councilman Long. Roll call showed a unanimous vote.

MR. MAC HULL said the Optimist Little League has an option on $3\frac{1}{2}$ acres of land bordering a tract purchased by the City in 1944. The party from whom they have the option is going to give another $3\frac{1}{2}$ or four acres, making approximately seven acres. Mr. Hull had gone before the Austin Parks and Recreation Board which recommended that this little tract in Zilker Park be used by them. He asked for a little portion of the Zilker Park land for their Little League Field. No permanent building would be placed on the City property, other than a part of the fence. He described the particular tract as being located between the new Bee Cave Road and the Llano Road, in a meadow. Unless this property could be used, they would not be able to pick up their option as they would not have sufficient level ground. The City Manager had full data, maps, and the recommendation from the Parks Board. The City Manager pointed out this particular Little League is a West Lake Hills Little League rather than the City of Austin's and they are asking for the use of City of Austin property. In principle it would seem that would be wrong. He pointed out his personal interest and enthusiasm in Little League, and was familiar with the Little League program. This property was bought and paid for by the taxpayers of Austin. He pointed out the recommendation made by the Parks and Recreation Board was that the West Lake Hills Optimist Little League be permitted to use the property in conjunction with their own property in accordance with general policies for the use of City owned property by private parties. These policies are not completed yet; but it is known that one provision should be included in those policies, and that is any private use of City owned property, particularly park land, must be a temporary use. In this particular case if it is not possible to use the property which the West Lake Hills people are acquiring without the use of the City's property, he did not see how a year to year temporary arrangement could be made for the use of the city property. If the City had a particular need for this property, it would be faced with eliminating the only use for which the West Lake Hills group bought their property. The Recreation Director said the Board felt very strongly that private use should be tied into these policies; and that was the basis of their recommendation. MR. HULL said the area would include Rollingwood; this land would be a dedicated park, used not only by West Lake boys, but it is close enough to Zilker Park that it would be used there. The property they were asking to use was purchased primarily for right of way for the new Bee Cave Road and it is below the cliff. He showed an aerial map, pointing out properties they were acquiring and this one acre. The Mayor asked if any trees would be removed. Mr. Hull stated about 10' or 15' would have to be cleared along the fence line; but there were some small oaks and cedars that

would be removed and he described the area. Councilman Long asked how he proposed to develop the other portion that would not be used for Little League. Mr. Hull answered they proposed a concession stand which would be a concrete block permanent building, and which could be used for meetings, and the rest would have tables and barbecue pits. This is being done for the youth. He said there were as many boys from Zilker and Bluffington as there were from his area, using their Little League. This will be a public park, and eventually probably will be turned over to the Parks Board. The Mayor stated the Council wanted to look at this area and be in a better position to make a determination on it.

At 10:30 A.M. the Mayor opened the hearing on the amendment to the Zoning Text, regarding waiving sideyard requirements in "C" Commercial, "C-1" Commercial, "C-2" Commercial, third or fourth height and area for apartment hotels, hotels, or motels, when serviced by a public street and an alley or two other means of public access. The City Attorney stated in "C" Commercial, "C-1" Commercial and "C-2" Commercial 3rd and 4th Height and Area, structures other than apartment-hotels and motels are permitted to build to the property line without a side yard requirement in the present ordinance. This amendment would make the side yard requirement that applies to other buildings in those zones and heights and areas, apply to apartments, apartment-hotels and motels, in some circumstances. In some instances a side yard would be required for other structures; and in those cases, that would apply here also. The City Attorney explained the amendment and cases where the requirement would not apply. The Chief of Plan Administration pointed out the condition which provided for a two street access or street and alley access. The Chief of the Fire Department stated side yards were valuable where there is only one street and no alley, and that the side yard should be retained and maintained in those instances. This amendment was recommended by both the Board of Adjustment and Planning Commission. Councilman Long asked if there were any pending construction in this category. MR. FRANK MONTGOMERY stated he was building a 10 unit apartment at 1608 San Jacinto, trying to provide housing in the downtown area where the lots are small making it almost impossible to build an apartment house and abide by the side yard set backs. He favored permitting the builder to build in the side yard, and put the extra area on the inside where it could be used. A 5' or 10' side yard is only a debris catcher. The Council discussed this amendment thoroughly.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE AMENDING SECTION 13, PARAGRAPH (n), SECTION 16, SUBSECTION B, PARAGRAPH 1, AND SECTION 16, SUBSECTION D OF CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 SO AS TO ELIMINATE THE SIDE YARD REQUIREMENTS FOR APARTMENT HOTELS, HOTELS AND MOTELS UNDER CERTAIN CONDITIONS WHERE LOCATED IN A "C", "C-1" OR "C-2" COMMERCIAL USE DISTRICT AND IN A THIRD HEIGHT AND AREA DISTRICT; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

The ordinance was read the second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

The Mayor announced that the ordinance had been finally passed.

MAYOR PALMER stated Mrs. Hayden had gone, but she wanted to make another request, and he asked if there were any ordinance prohibiting the old fashion vending wagons from going down the streets providing there was no selling from them. It is just a push cart. This is just for advertising the LaGuna Gloria Annual Art Festival. The City Attorney stated the State and Traffic laws require they obey the same rules that other vehicles do.

Mayor Palmer brought up the following ordinance for its third reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 13.12 ACRES OF LAND OUT OF THE J.A.G. BROOKS SURVEY, IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE. (Part of Parkwood in University Hills, Section 1 and unplatted tract)

The ordinance was read the third time and Councilman Long moved that the ordinance be finally passed. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

The Mayor announced that the ordinance had been finally passed.

The City Manager submitted the following:

"April 20, 1965

"To: W. T. Williams, Jr., City Manager Subject: Felix Avenue Storm Sewer

"Following is a tabulation of bids received at 10:00 A.M., Tuesday, April 20,

April 29, 1965

1965, for the construction of the Felix Avenue Storm Sewer System in the following areas: Felix Avenue, Valdez Street, Estrada Street and Vargas Road.

H. & M. Construction Corporation	\$29,624.09
Walter Schmidt	36,506.85
Austin Engineering Co.	36,699.35
Fairey Simons Co.	37,590.10
Ed Page	40,135.00
City's Estimate	44,364.10

"I recommend that H. & M. Construction Corporation with their low bid of \$29,624.09 be awarded the contract for this project.

"S. Reuben Rountree, Jr.
Director of Public Works
s/ S. Reuben Rountree, Jr."

The City Manager stated the contractor raised the question about his understanding with reference to an addendum to the specifications which were prepared.

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on April 20, 1965, for the construction of the Felix Avenue Storm Sewer System in Felix Avenue, Valdez Street, Estrada Street and Vargas Road; and,

WHEREAS, the bid of H. & M. Construction Corporation, in the sum of \$29,624.09, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Public Works of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of H. & M. Construction Corporation, in the sum of \$29,624.09, be and the same is hereby accepted, and that W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute a contract, on behalf of the City, with H. & M. Construction Corporation.

The motion, seconded by Councilman White, carried by the following vote:
Ayes: Councilmen LaRue, Long, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

Councilman Long moved that the City Manager be given authority to work out any complications on the above contract. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

The City Manager submitted the following:

TABULATION OF BIDS SALE OF HOUSES
Bids Opened April 27, 1965

1313 East 51st St. One-Story Frame	3510 Manor Road Two-Story Frame House & Garage	2222 Redwood One-Story Brick	2307-A Holly One-Story Frame
Dick Rathgeber \$673.00	Leonard Snyder \$117.12 Ralph Hudson 81.00	Leonard Snyder \$ 12.00	Leonard Snyder \$17.00 Ed Favors \$10.00 Dick Rathgeber \$ 5.00

"Sale of 1313 East 51st to high bidder recommended.

Recommend rejection of all other bids.

"W. T. Ward
Property Agent"

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on April 27, 1965, for the sale of City-owned houses; and,

WHEREAS, the bid of Dick Rathgeber, in the sum of \$673.00 for the house located at 1313 East 51st Street, was the highest and best bid therefor, and the acceptance of such bid has been recommended by the City Manager of the City of Austin; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Dick Rathgeber, in the sum of \$673.00 for the house located at 1313 East 51st Street, be and the same is hereby accepted, and that W. T. Williams, Jr., City Manager, be and he is hereby authorized to execute a contract, on behalf of the City, with Dick Rathgeber.

The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

Councilman White moved that the Council reject the bids on the houses located at 3510 MANOR ROAD, 2222 REDWOOD and 2307-A HOLLY. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

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The City Manager submitted the following:

"April 28, 1965

"To: Mr. W. T. Williams, Jr., City Manager Subject: Bids for Fire Prevention
Department Building

"Bids were received yesterday for the construction of the proposed Fire Prevention Department Building.

"Part A" of the proposal was for wood cabinets and case work in the auditorium.
"Part B" was for the remainder of the project.

"We recommend that the contract be awarded to the lowest bidder, ARCHIE C. FITZGERALD, for \$162,963.00 ("Part B" only), providing funds are available for this project. We recommend that all bids on "Part A" wood cabinet and casework, be rejected. Mr. Heaton, Mr. Sheffield, and Mr. Probst join us in this recommendation.

"A.M. Eldridge, Supervising Engineer
Construction Engineering Division"

"BID TABULATION FIRE PREVENTION DEPARTMENT BUILDING
AUSTIN, TEXAS

BIDS OPENED 27 April 1965 2:00 p.m.

ARCHITECTS O'CONNELL AND PROBST
AUSTIN, TEXAS

"PART A. WOOD CABINET AND CASEWORK

Contractor	Bid Security	Amount
Foremost Equipment Co., Temple		
W. C. Hixson Co., Dallas		

"PART B. GENERAL CONSTRUCTION

Days to Complete	Contractor	Bid Security	Part "A" Amount	Part "B"
220	Anderson, W.D., Austin	5% Bid Bond	3,275.00	164,971.00
180	Bonnet, E. A., Austin	" " "	3,091.00	178,777.00
240	Bryant, A. W.	" " "	3,191.00	171,547.00
210	C & H Construction Co.	" " "	3,122.00	166,319.00
180	Fitzgerald, Archie C.	" " "	No Bid	162,963.00
240	Gore, Sam J.	" " "	3,400.00	191,915.00
220	Gray, Robert C. Construction Co.	" " "	3,152.00	164,164.00
	Gray & Becker, Inc.		No Bid	No Bid
180	S & G Construction Co.	" " "	3,333.33	165,575.00
190	Thomas Brothers Const. Co.	" " "	3,700.00	170,000.00"

Councilman Long asked about Part "A", the wood and cabinet work and if that took anything away from the bid. The City Manager said the low bidder on the main job did not bid on the wood and cabinet work. The bids ranged from \$3,091 to \$3,700. The Construction Engineer said the cabinet work could be deferred until next year. Councilman LaRue stated if the bid came in around \$4,000 on Part "A", the total bid would be more. The City Manager explained the combined bid on Anderson would be \$168,246; and as long as the cabinet work is done at less than \$5,000, the Fitzgerald bid is still the low bid. The City Manager stated it could be done by City forces for less than \$5,000.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on April 27, 1965, for construction of Fire Prevention Department Building and public restroom facilities for Festival Beach; and,

WHEREAS, the bid of Archie C. Fitzgerald, in the sum of \$162,963.00, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Supervising Engineer, Construction Engineering Division of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Archie C. Fitzgerald, in the sum of \$162,963.00, be and the same is hereby accepted, and that W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute a contract, on behalf of the City, with Archie C. Fitzgerald.

The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

The City Manager submitted a recommendation that the following houses purchased by the Urban Renewal Agency must be sold at the high bid:

MR. AUGUST HEYER	1600 Washington Street	\$ 15.00
MR. WALTER CANADA	Rear of 1703 Washington	27.00
MR. AUGUST HEYER	1157 Comal Street	22.50
MR. RALPH RHODES	1163 Comal Street	1.00
MR. RALPH RHODES	1190-A Comal Street	101.00
MR. AUGUST HEYER	Rear of 1704 Rosewood	22.50

In each case the specifications require the demolition of the structure. Councilman White asked if anyone was living in any of these structures. It was answered there were no residents.

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on April 27, 1965, for the sale of houses that Urban Renewal turned over to the City for disposal; and,

WHEREAS, the bids of August Heyer, in the sum of \$15.00 for house located at 1600 Washington Street, in the sum of \$22.50 for house located at 1157-1/2 Comal Street, and in the sum of \$22.50 for house located at Rear of 1704 Rosewood Street; the bid of Walter Canada, in the sum of \$27.00 for house located at Rear of 1703 Washington Street; and the bids of Ralph Rhodes, in the sum of \$1.00 for house located at 1163 Comal Street, and in the sum of \$101.00 for house located at 1190-A Comal Street, were the highest and best bids therefor, and the acceptance of such bids has been recommended by the Building Official of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bids of August Heyer, Walter Canada and Ralph Rhodes be and the same are hereby accepted, and that W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute contracts, on behalf of the City, with said named persons.

The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, Mayor Palmer

Noes: None

Absent: Councilman Shanks

Present but not voting: Councilman White

The Mayor announced it was 11:00 A.M., and the public hearing on Chapters 16-60 of the Building Code was opened. The City Manager said the Council had already adopted the first 15 Chapters which basically are the administrative Chapters. The remaining Chapters are technical and deal with construction methods, materials, etc. The Mayor announced that the Building Official had the help and advice and counsel of one of the finest committees working on this code, and they spent many hours in coming up with this code. The Building Official introduced the members of the committee who were present: CHARLES MILLHOUSE, JACK ANDREWARTHA, LOUIS SOUTHERLAND, B. SEGALL, GEORGE ROACH, RAYMOND DURDEN, and FORREST PEARSON. The Building Official said their goal was to write a good building code for the City and still try not to raise the cost of construction, and it was the opinion this was what was accomplished. The four model codes under which all the cities in the United States operate, were studied, and it was decided to base the new code on the Uniform Building Code. He outlined the manner in which the study was handled in that letters were sent to architects, engineers, home builders, heavy construction people and realtors asking for suggestions, criticism or anything they wanted to come before the committee to say. Criticism, suggestions and objections were made, but these were all worked out with those who criticized or objected. At the end of the study, the committee provided copies of the code, and asked that these people still submit any criticism they might have. There was none submitted, and it is felt everyone is satisfied with the code. The Building Official stated it was their feeling that they had a real good code that is workable in Austin. MR. PAUL JONES, representing the Austin Home Builders Association, stated the Association had worked closely with the Building Official and the committee through the years this ordinance had been under revision and they are heartily in favor of it as it is a very good ordinance, and he urged the Council to pass the ordinance so that they could begin operating under it. Then if there were any unsatisfactory features they could come in later and work them out as they arose. Councilman Long inquired about the new material, and asked if this section were not left flexible so that the new materials, as they are brought in and tested, could be used under the code without later permission having to be given. The Building

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Official stated any new material that has been tested and approved by recognized testing laboratories and under the ASTM procedures will be accepted. Councilman White wanted to thank the committee, as it had done a wonderful job and worked hard on this a long time, and he believed they have a good code.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE AMENDING AN ORDINANCE ENTITLED: "AN ORDINANCE REGULATING THE ERECTION, CONSTRUCTION, ENLARGEMENT, ALTERATION, REPAIR, MOVING, REMOVAL, DEMOLITION, CONVERSION, OCCUPANCY, EQUIPMENT, USE, HEIGHT, AREA, LOCATION AND MAINTENANCE OF BUILDINGS AND STRUCTURES IN THE CITY OF AUSTIN, TEXAS; PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREFOR; DECLARING AND ESTABLISHING FIRE DISTRICTS; PROVIDING PENALTIES FOR THE VIOLATION THEREOF; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HERewith," WHICH ORDINANCE WAS ENACTED BY THE CITY COUNCIL OF THE CITY OF AUSTIN ON APRIL 30, 1931, AND IS OF RECORD IN BOOK "I", PAGES 387-544 OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN BY AMENDING CHAPTERS 16 THROUGH 60 OF SAID ORDINANCE AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HERewith.

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

The ordinance was read the second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

The Mayor announced that the ordinance had been finally passed.

MR. SOUTHERLAND stated the City has a fine code and something to be proud of. MR. MILLHOUSE called attention to the fact an appeals committee had been included in the code. MR. ROACH expressed pleasure in working with these men, and he was glad to serve the City in this small capacity. MR. FORREST PEARSON commended MR. DICK JORDAN in his work with this committee. Councilman Long asked if it would not be wise to keep this committee and not discharge it at this time. The Building Official stated there was an Appeals

Board that consists of part of the committee, and he recommended releasing the committee giving him authority to call on them if necessary. Councilman Long then moved that the Committee be dismissed and offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, on September 5, 1963, the City Council appointed a Building Code Study Committee composed of MR. W. CLARK CRAIG, Structural Engineer; MR. RAYMOND DURDEN, Alamo Iron Works; MR. CHARLES MILLHOUSE, Architect; MR. CHARLES MORTON, Contractor (Heavy Construction); MR. LOUIS SOUTHERLAND, Architect; MR. B. SEGALL, Mechanical Engineer; MR. JACK ANDREWARTHA, Contractor (Home Builder); MR. GEORGE ROACH, Masonry Contractor; MR. BOB BRIGHT, Real Estate and Insurance; and MR. ALBERT GOULD, Building Materials to study, revise and modernize the City of Austin Building Code; and,

WHEREAS, such citizens, as a committee and as individuals, in regular meetings and personal study on a hard, arduous task, diligently and patiently devoted their time and efforts, without remuneration, to bringing the Building Code up-to-date; and

WHEREAS, the Committee, after a year and a half on thorough, dedicated, technical studies, presented its recommendations for a modern, up-to-date workable Building Code, to the City Council; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the City Council express its sincere appreciation to MR. W. CLARK CRAIG, MR. RAYMOND DURDEN, MR. CHARLES MILLHOUSE, MR. CHARLES MORTON, MR. LOUIS SOUTHERLAND, MR. B. SEGALL, MR. JACK ANDREWARTHA, MR. GEORGE ROACH, MR. BOB BRIGHT and MR. ALBERT GOULD for their valuable contribution to the people of Austin in revising the Building Code to which Austin can point with pride, and that the City Clerk is directed to record this Resolution in the Minutes of the Council, and to send a copy to each member of the Building Code Study Committee as a token of the Council's gratitude.

Councilman LaRue seconded the motion and added his commendation, stating it was a good idea to release these gentlemen and make them available for other appointments. The motion carried by the following vote:

Ayes: Councilmen LaRue, Long, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

Mayor Palmer thanked the committee, stating this was the first time in the past 20-30 years that Austin has had a modern up-to-date building code.

MAYOR PALMER read a letter sent to each member of the Council, from HONORABLE RALPH SCOGGINS, Representative from El Paso, stating on behalf of the businessmen from the City of El Paso and the El Paso delegation, that he was inviting the Council to El Paso Night, in Austin, May 4th, Disch Field, when the El Paso Sun Kings play the Austin Braves. The fellowship hour begins at 6:15 P.M. followed by a box supper. Councilman Long stated the Council wanted to do all it could to promote the baseball team, and said recognition should be given the El Paso delegation.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS: LOTS 3 AND 4, BLOCK 18 OF THE HIGHLANDS SUBDIVISION, FROM "LR" LOCAL RETAIL DISTRICT TO "C" COMMERCIAL DISTRICT; SAID PROPERTY BEING SITUATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

The ordinance was read the second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, White, Mayor Palmer
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Noes: None
Absent: Councilman Shanks

The Mayor announced that the ordinance had been finally passed.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS: (1) (A) LOTS 4, 5 AND 6, BLOCK 1, OF THE SILLIMAN SUBDIVISION, AND (B) LOTS 10, 11 AND 12, BLOCK 1, OF THE SILLIMAN SUBDIVISION, FROM FIRST HEIGHT AND AREA DISTRICT TO FIFTH HEIGHT AND AREA DISTRICT; (2) TRACT 1, DRY CREEK SUBDIVISION, LOCALLY KNOWN AS 3801-3813 DRY CREEK ROAD AND 3800-3816 BULL CREEK ROAD, FROM INTERIM "A" RESIDENCE DISTRICT AND INTERIM FIRST HEIGHT AND AREA DISTRICT TO "LR" LOCAL RETAIL DISTRICT AND FIRST HEIGHT AND AREA DISTRICT; (3) LOTS 8 AND 9, BLOCK 6 OF THE CHARLES JOHNSON ADDITION, FROM "A" RESIDENCE DISTRICT TO "LR" LOCAL RETAIL DISTRICT; (4) LOT 3 AND THE EAST 50 FEET OF LOT 4 OF

HENRY RESUBDIVISION OF BLOCK 61, CHRISTIAN-FELLMAN SUBDIVISION, FROM "B" RESIDENCE DISTRICT TO "LR" LOCAL RETAIL DISTRICT; (5) TRACT 1: A 2,000 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS 5406 PARKCREST DRIVE, FROM "GR" GENERAL RETAIL DISTRICT TO "C-2" COMMERCIAL DISTRICT, AND TRACT 2: A 13,800 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS REAR OF 5406-5410 PARKCREST DRIVE, FROM "GR" GENERAL RETAIL DISTRICT TO "C-1" COMMERCIAL DISTRICT; (6) (A) BLOCK 6 - 3500-3508 McDONALD AVENUE, 1200-1206 WEST 35TH STREET, 3501-3509 BAILEY LANE AND 1201-1207 WEST 37TH STREET; BLOCK 7 - 3700-3712 McDONALD AVENUE, 1200-1206 WEST 37TH STREET, 3701-3713 BAILEY LANE, 1201-1207 WEST 38TH STREET; BLOCK 8 - 3700-3712 BAILEY LANE, 1300-1304 WEST 37TH STREET, 3701-3703 ALAMO BOULEVARD, 1301-1307 WEST 38TH STREET; BLOCK 11 - 1311 WEST 38TH STREET, LOTS 1-4, 18-20, LESS THE EAST 53.6 FEET OF LOTS 11-17, BLOCK 9 - 3506-3508 BAILEY LANE, 1301-1305 WEST 37TH STREET, 1306-1308 WEST 35TH STREET, 3501-3509 ALAMO BOULEVARD; AND (B) ADDITIONAL AREA: LOTS 5-10, AND EAST 53.6 FEET OF LOTS 11-17, BLOCK 9, LOCATED AT 1300-1304 WEST 35TH STREET AND 3500-3504 BAILEY LANE, ALL OF BLOCKS BEING A PART OF THE GLEN RIDGE SUBDIVISION, FROM THIRD HEIGHT AND AREA DISTRICT TO FOURTH HEIGHT AND AREA DISTRICT; (7) (A) NORTH 64 FEET OF LOT 4 AND NORTH 64 FEET OF THE EAST 46 FEET OF LOT 3, BLOCK 105 OF THE ORIGINAL CITY OF AUSTIN, AND (B) ADDITIONAL AREA: THE EAST 23 FEET OF LOT 2; WEST 23 FEET AND THE SOUTH 64 FEET OF THE EAST 46 FEET OF LOT 3; SOUTH 64 FEET OF LOT 4, BLOCK 105, ORIGINAL CITY OF AUSTIN, FROM "B" RESIDENCE DISTRICT TO "O" OFFICE DISTRICT; (8) THE EAST 90.4 FEET OF LOT 5, BLOCK 2 OF THE DRISKILL AND RAINEY SUBDIVISION, FROM "C" COMMERCIAL DISTRICT TO "C-1" COMMERCIAL DISTRICT; (9) (A) LOT 7, SIDON HARRIS RESUBDIVISION OF BLOCK 19 OF THE GROOMS ADDITION; AND (B) ADDITIONAL AREA: LOT 6 OF SIDON HARRIS RESUBDIVISION OF BLOCK 19 OF THE GROOMS ADDITION, FROM "A" RESIDENCE DISTRICT TO "BB" RESIDENCE DISTRICT; (10) LOT 22 OF THE HARMON TERRACE, SECTION 2 SUBDIVISION, FROM "A" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT; (11) A 2.455 ACRE TRACT OF LAND, LOCALLY KNOWN AS 2604-2612 WILSON STREET, FROM "A" RESIDENCE DISTRICT TO "B" RESIDENCE DISTRICT; (12) LOTS 1 AND 2, RESUBDIVISION OF BLOCK 12 OF THE PLAINVIEW HEIGHTS ADDITION, FROM "A" RESIDENCE DISTRICT TO "B" RESIDENCE DISTRICT; (13) TRACT 1: A 12.43 ACRE TRACT OF LAND, LOCALLY KNOWN AS 4000-4116 SOUTH FIRST STREET AND 601-919 BEN WHITE BOULEVARD FROM "A" RESIDENCE DISTRICT TO "GR" GENERAL RETAIL DISTRICT; TRACT 2: A 0.358 ACRE TRACT OF LAND, LOCALLY KNOWN AS REAR OF 613-621 BEN WHITE BOULEVARD, FROM "A" RESIDENCE DISTRICT TO "C-1" COMMERCIAL DISTRICT; AND TRACT 3: A 0.029 ACRE TRACT OF LAND, LOCALLY KNOWN AS THE REAR OF 701 BEN WHITE BOULEVARD, FROM "A" RESIDENCE DISTRICT TO "C-2" COMMERCIAL DISTRICT; (14) (A) SOUTH 95 FEET OF NORTH 146 FEET OF LOTS 1,2,3 AND THE NORTH 146 FEET OF LOT 4, WALTON AND PARISH SUBDIVISION; AND (B) ADDITIONAL

AREA: SOUTH 72 FEET OF LOTS 1, 2 AND 3, WALTON AND PARISH SUBDIVISION, FROM "BB" RESIDENCE DISTRICT TO "LR" LOCAL RETAIL DISTRICT; ALL OF SAID PROPERTY BEING SITUATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

The ordinance was read the second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

The Mayor announced that the ordinance had been finally passed.

Mayor Palmer announced appointments to the various boards which had terms expiring, would be held up until all members of the Council were present.

The City Manager reported an offer from MR. N. L. NEU to lease the property immediately north of the Kash Karry Store on the west side of South Lamar Boulevard south of the river for five years at \$200 a month. He recommended that the property not be leased at all; but if it were leased it should bring more than \$200 monthly. Councilman Long moved that the offer be rejected. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

Councilman LaRue asked if there were any long range planning on this property just discussed. The City Manager stated there was none, except it is near the river and it would fit into the plan for the river development. It was preferred to leave it open and not even put a city facility on it. The Mayor stated any area in that close proximity to the auditorium, coliseum, ball parks, and river frontage should have great care taken on its use, as there will be expansion all the time and every available space will be needed.

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the lives, the health, and the comforts of the people of Austin have been improved by the tireless labors of faithful public servants doing their daily tasks in all seasons; and,

WHEREAS, the enormous job of satisfying the needs of the growing City of Austin has been significantly fulfilled by the labors and loyalty of Gertrude Ganzert who is now retiring; Now Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That upon the occasion of her well-earned retirement, the gratitude of the people of Austin be officially expressed for the faithful service of Gertrude Ganzert, and that a permanent record of this public recognition be set apart in the official Minutes of the City Council, and that a copy of this resolution be presented to the said Gertrude Ganzert.

The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the lives, the health, and the comforts of the people of Austin have been improved by the tireless labors of faithful public servants doing their daily tasks in all seasons; and,

WHEREAS, the enormous job of satisfying the needs of the growing City of Austin has been significantly fulfilled by the labors and loyalty of William T. Barron who is now retiring; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That upon the occasion of his well-earned retirement, the gratitude of the people of Austin be officially expressed for the faithful service of William T. Barron, and that a permanent record of this public recognition be set apart in the official Minutes of the City Council, and that a copy of this resolution be presented to the said William T. Barron.

The motion, seconded by Councilman LaRue, carried by the following vote:
Ayes: Councilmen LaRue, Long, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

The City Manager reported that MR. COTTON, Consulting Engineer on the Missouri Pacific Boulevard, now indicates in order to provide the ultimate widths required for the boulevard as proposed in the new transportation plan, that additional property along the west side of the railroad from Perry Lane to Edgehill Way, needs to be acquired. This property lies immediately north of the property the City already owns between the railroad track and Horseshoe Bend. One property owner who appeared before the Council protesting any construction in the vicinity of his home, has made a number of inquiries since as to whether or not the City would need his property. The City Manager listed the offer made for the house and lot, by MR. ERNEST GOLDSTEIN. The City Attorney pointed out the properties in the horseshoe tract that would be needed. Final plans have not been completed, but Mr. Cotton is far enough along in the study that it is obvious to him it would be desirable for all of that property to be available for use in the alignment of the West 45th Street and the west frontage road and the west expressway. The City Manager discussed providing land in this area would reduce construction costs. After discussion, Councilman White moved that the City Manager be authorized to purchase this property. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

Councilman White inquired where construction on the Missouri Pacific Boulevard would begin, stating some businessmen wanted it to start down on the south end and go north. The City Manager stated that was the logical approach. The Engineer has not been authorized to proceed with the detailed design yet, which would be followed up by a construction contract. There was a question as to starting at 5th or 6th Street, or at Enfield Road; but the southern boundary of beginning would be no farther north than Enfield Road. Initially there will be a grade entrance into and an exit from the Expressway into the existing 5th and 6th Streets. The Traffic Engineer has worked out a pattern as an interim plan for direct access on grade into the expressway into 6th Street going west and on to 5th Street going east, as those streets will be a one way pair. The Mayor pointed out it was agreed not to put any of the lateral roads in until the grades were separated; and this would permit building only to 35th Street until more overpasses were in. In the five year bond program it was contemplated building from 5th and 6th out to 35th. The City Manager stated it was hoped to do this.

The City Manager stated the Director of Water and Sewer Utilities has to rebuild a piece of sewer line in Johnson Creek from Meriden Lane to Enfield Road, and it will go through people's yards and shrubbery, and he believes he can have better relations with the public and better control of the operation if the work is done with City forces. It is a large job at an estimated cost of \$71,000 and there will be a lot of hand work to be done. Contractors are prone to bid on the high side in work of this kind because they do not know what they will get into. The Director of Water and Sewer Utilities said they would be taking a sewer line out and putting another pipe in, and it is very tedious. Councilman Long moved that the Council join with the City Manager in his recommendation that this work be done by City forces. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

The City Manager reported MR. CLYDE MALONE, Austin Transit Corporation, is asking for two changes in routes. The Assistant City Manager stated as the Company extended the far end of several bus routes, the timing is off by three or four minutes into the central area. He displayed a sketch of the present route and the proposed route of the Speedway Bus on 30th Street, to eliminate circling one block and coming up University Avenue and Speedway. The old equipment would not climb the hill and that was the reason for circling the block; but with the new busses, there is no problem. There are two people within this route that would have to walk about a half of a block. The second request is one bus comes up Congress, turns east to Trinity, which is one-way north. San Jacinto is one-way south. This route is extended by the one-way traffic patterns. Instead of going east around the Capitol complex it would shorten his route by coming west, and getting back on the route at the same point on 14th and Congress. Councilman Long moved that the Traffic Department study this. Councilman White stated he would not second the motion if it pertained to both requests, as the first route change was certainly in order. Mayor Palmer stated this would be referred to the traffic department and brought up for consideration next week.

Councilman LaRue left the Council Meeting at this time as he had to make a presentation of a saber to the Cadet Brigade Commander, United States Army, R.O.T.C., University of Texas.

The Assistant City Manager submitted the request of the Travis County Sheriff's Posse for their Annual Parade on July 17th, 2:00 P.M., from 2nd Street to 11th Street reporting it has been checked by the Police Department and approved. Councilman White moved that the Council approve the request for the parade as outlined. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Long, White, Mayor Palmer
Noes: None
Absent: Councilmen LaRue, Shanks

Councilman Long read a letter regarding a commitment from the Federal Housing Authority dated March 8, for \$148,000 for building a low cost apartment house at 809-815 West Annie; and a letter from Arthur Mitchell requesting a zoning change to allow the building of the Federal Housing Project; also a letter from Mr. Hoyle M. Osborne dated April 8th, refusing to accept the application for a zoning change. The letter was to request a hearing before the Council to appeal and protest the refusal of Mr. Osborne to consider an application for a change of zoning to allow the construction of the Federal Housing Building. The City Manager stated Mr. Osborne's letter is with this letter. This was a case where both the Planning Commission and City Council in the last three months turned down the same zoning change; and under the ordinance it cannot be reconsidered for at least 12 months. The City Manager referred to Mr. Osborne's letter stating he was having this checked by the Legal Department; and if he were in error, he would advise Mr. Mitchell. After discussion, the Mayor stated the Council would acquaint themselves with this particular application.

The City Manager brought up the matter of clearing a schedule of events for the Aqua Festival, as the Aqua Festival group is anxious to go ahead with its plans and send out literature listing the events. The list submitted last week includes the Aqua Festival Events and some pre-festival events, most of which

have been approved. This is a complete list of activities which will take place on City property indicating where they will take place and the date. The City Manager stated it was necessary to make it clear to the Aqua Festival group that in approving dates and places, that the City is not necessarily committing City equipment or materials. The group did not include in this list what they want. Councilman Long inquired of the Recreation Director if he had reviewed these activities. He stated he had cleared those that affected his department. Mayor Palmer stated the request was to clear the places and times; and if there is some specific item that may be needed, the Aqua Festival people would bring it back before the Council. The City Manager stated another request in the letter was obtaining permission from the City to make the same kind of arrangements with the concessionaire as they had last year. The Mayor stated as long as the arrangements were satisfactory with the concessionaire it would be all right. The Assistant City Manager stated this would involve the City's waiving its fee on concessions outside the Auditorium. Any other event in the Auditorium or Coliseum would have to be made under a separate arrangement. Councilman Long moved that the City Manager be instructed to clear these dates with the Aqua Festival people; and any dates cleared through the departments and through the City Manager would be acceptable to the Council. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, White, Mayor Palmer

Noes: None

Absent: Councilmen LaRue, Shanks

Mayor Palmer had a request from one of the large cities in another state asking for information on the techniques of getting the Auditorium what it had meant to the City, and other information. The Assistant City Manager stated requests for this information come in frequently, the information is available, and the letters are referred to the Auditorium Manager. This was a letter addressed to a citizen and the information was to be furnished to this person.

Mayor Palmer read a letter from Calcasieu Parrish Police Jury, Governing Authority of the Calcasieu Parrish, Louisiana, stating they were contemplating construction of a Coliseum or Sports Arena at Lake Charles, Louisiana. They asked for information as to size, capacity, type of construction, cost of construction, date constructed and the best utilization of the Austin Coliseum. The matter was referred to the Assistant City Manager to supply the requested information.

Mayor Palmer announced Monday, May 3rd, at 3:30 P.M., MR. FRANK WALLING will have a delegation from Bolivia consisting of petroleum engineers and the petroleum workers trade union and they would like to have a discussion with the Mayor and Members of the City Council on the functions of the Council and the various forms of the Administrative regulatory bodies in the City. This delegation is making a tour under the State Department of a number of cities. The Mayor asked that as many of the Council Members as can, so attend this meeting.

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Mayor Palmer read a letter from DR. HENRY RENFRET regarding future expressway construction, stating they needed prompt, definite, and final decision concerning where expressways will be constructed. He asked the Council to promulgate any decision that would be considered definite and final on the location of these expressways, stating they were vitally involved in two areas--26th Street between San Antonio and Nueces Streets, and 34th between West Avenue and Grandview. The City Manager stated any decision made would depend to a large extent on what the people in the area do with their property, and that is as unpredictable as the expressway. The City Manager stated the report would not be finished until July or August, and then it has to be reviewed by the Bureau of Public Roads. There would be no adoption required. If the Council wanted to adopt the plan it would set its own procedure. It has to be pointed out that two years from now the plan may be different as property owners may be making different uses of their property. Mayor Palmer asked that Dr. Renfret be given some kind of an answer, telling him this is nebulous and in the embryonic stage.

Mayor Palmer asked if the report on the Study of Mental Retardation that was to be filed with the Governor had been delivered to the City Hall, or delivered to the Governor's Office. The Assistant City Manager said it had not been received and he would check this.

Mayor Palmer said the Council continues to receive letters pro and con on fluoridation. In order for the Council to know a little more about the information that comes to it he inquired if the Council should ask the Medical Society to appoint a committee within its group to make a study and report to the Council? Councilman White said all of the communications he receives are in opposition to fluoridation. He said he would be agreeable to asking the Medical Society to appoint a specialized committee on this. The Mayor stated when the doctors came up with a 27 to 24 vote, that puts up a caution sign, and he thought the doctors should have a study on this. Councilman Long suggested requesting the Medical Society to set up a special committee to gather and study information and make a report, but suggested that this be done when all members of the Council were present. The Mayor stated the Council was put on notice that the Council could not fluoridate the water legally, as there were some legal implications involved. A study from the Bar Association may have to be made.

Councilman Long stated some thought should be given to appointing a good solid citizens committee to make a study of the Tax Department's procedures. The Mayor stated there were some groups that volunteered to do that. Councilman Long thought this was a responsibility of the Council and not the responsibility of a group. The Mayor said it was the responsibility of the Council, but it would want enough of the citizens who came up to be on the committee to show it was not 100% Council appointees, so that they would respect the findings of such committee. The Mayor stated this would be brought up next Thursday, when they have the other committees to appoint.

The City Manager asked about the request by the Council for Retarded Children for the 50 year lease on its present site. The group asked for the lease, and the Council went out and looked at the area. In the meanwhile the group was asked to check with the Architects on the Hospital Complex to see if it would be acceptable to locating the facility in the Health Complex. They

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reported they had checked the architects' plans, and they felt they would be better off on the present site. Councilman Long moved that the City Manager be authorized to enter into a 50 year lease agreement with the Austin Council for Retarded Children, with the boundary lines as staked north of the draw, at \$1.00 per year. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, White, Mayor Palmer
Noes: None
Absent: Councilmen LaRue, Shanks

Decision on Mr. Mac Hull's request for about an acre of Zilker Park was postponed for another week.

There being no further business, Councilman White moved that the Council adjourn. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Long, White, Mayor Palmer
Noes: None
Absent: Councilmen LaRue, Shanks

The Council adjourned subject to the call of the Mayor.

APPROVED

Leota E. Palmer
Mayor

ATTEST:

Elva Moody
City Clerk